

DEPARTMENT OF HEALTH & HUMAN SERVICES  
Centers for Medicare & Medicaid Services  
7500 Security Boulevard, Mail Stop DO-01-40  
Baltimore, Maryland 21244-1850



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OFFICE OF PROGRAM OPERATIONS & LOCAL ENGAGEMENT

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3/31/2025

John R. Fouts, MBA  
2904 Sitka Dr. L29  
Louisville, KY 40299

Re: Control # 022020257029 PIN XT5U

Subject: KY - Requesting Beneficiary Records

On behalf of John Fouts

Dear John R. Fouts, MBA:

**Check the status of your request at the CMS FOIA website: <https://foia-request.cms.gov/check-status> by entering the control and PIN numbers in the required fields.**

The Centers for Medicare & Medicaid Services (CMS) received your Freedom of Information Act (FOIA) request dated 2/12/2025. Our initial review indicates that the responsive documents, if they exist, can be released directly to you. We will contact you if we need additional clarification or if your request results in a large volume of records that requires extensive search, production and review.

The FOIA law assumes that requesters are willing to pay processing fees of up to \$25. If estimated fees exceed \$25, we will ask you to agree in writing to pay, and may suspend processing until the confirmation is received. For requests where estimated fees exceed \$250, CMS is authorized to collect the fees **in advance**.

Please note that CMS receives a very high volume of FOIA requests. The following unusual circumstances, as defined by Federal FOIA Regulations, may impact our ability to fulfill a FOIA request within 20 business days: (1) the request requires us to search for and collect records from multiple components and/or field offices; (2) the request involves records that must be located, compiled, transferred to be reviewed. Our processing policy includes factors such as the date of the request as well as the complexity of the request in accordance with federal regulations

**Your request for ‘certification’ of responsive records is denied** because requests asking for certification must indicate that the responsive records will be used as evidence in a judicial proceeding with an active court case number and it must state the United States Government or the Department of Health and Human Services is a not party in the judicial proceeding.

**New Portal!**

For faster responses to your request, please refer to portal information shown below.

We've improved the process for submitting Freedom of Information Act (FOIA) requests to CMS! No paper, fax, or email needed! This allows the public to submit requests quickly and electronically directly into our requests database.

***Looking to request Medicare claim records? Check out our [Medicare Beneficiary Claims Portal](#)***  
- This portal allows third party requestors and beneficiaries to submit FOIA/Privacy requests for Medicare beneficiary claim records. *Please be prepared to upload the required Medicare HIPAA authorization form and any other supporting documents required for third party requests to the portal.*

For more information, access our CMS [FOIA Service Center](#).

If you are not satisfied with any aspect of the processing and handling of this request, please contact The CMS OPOLE FOIA Office at [OPOLEFOIA@cms.hhs.gov](mailto:OPOLEFOIA@cms.hhs.gov).

Sincerely,

/s/

CMS OPOLE FOIA Office